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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MARCUS TURNER, an individual  
Plaintiff,

vs.

HARVARD MEDTECH OF NEVADA, LLC,  
a Nevada limited liability company;  
KULDARSHAN S. PADDA, an individual,  
Defendants.

Case No. 2:22-cv-01264-JDM-BNW

**JOINT STIPULATION TO PERMIT  
PLAINTIFF TIME TO FILE AN  
OPPOSITION [ECF NO. 49] AND  
EXTEND TIME TO FILE PROPOSED  
AMENDED DISCOVERY PLAN AND  
SCHEDULING ORDER**

**[First Request - Opposition]  
[Second Request – Discovery Plan]**

Pursuant to Federal Rule of Civil Procedure 6(b)(1) and the Court's Local Rule of Civil Practice 7-2, Plaintiff and Defendants stipulate and agree to permit Plaintiff additional time, or until April 21, 2023, to file his response to Defendant's Motion to Dismiss Count 2 of Plaintiff's Second Amended Complaint. *See* ECF No. 49. The parties also agree that Defendants shall have until May 12, 2023 to file a reply. This is Plaintiff's first request for an extension of time for the purpose set forth herein.

1 Plaintiff and Defendants further stipulate and agree to extend the time to file the proposed  
2 discovery plan and scheduling order until April 24, 2023. *See* ECF No. 44. This is the second  
3 request for an extension of time regarding the discovery plan.

4 Plaintiff respectfully requests the Court approve this stipulation and in support of this  
5 request relies upon the following facts: Plaintiff's opposition to Defendants' Motion to Dismiss  
6 is due April 7, 2023, and the proposed discovery plan is due April 10, 2023. Alexius Miller, lead  
7 counsel for Plaintiff, has not been able to complete these items due to a family medical emergency.  
8 The parties have communicated regarding this matter and agree that good cause supports this  
9 request for a two-week extension of time for both the opposition and discovery plan. Should the  
10 Court approve this Stipulation, the additional time requested will permit counsel for Plaintiff  
11 sufficient time to complete and file an opposition and the parties to submit a discovery plan.

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1 In light of the foregoing, and based upon good cause, the parties respectfully request that  
2 the Court approve this Stipulation.

3 Dated this 6<sup>th</sup> day of April 2023.

4 NAYLOR & BRASTER

PAUL PADDA LAW, PLLC

6 By: /s/ Jennifer L. Braster  
7 Jennifer L. Braster  
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14 *Attorneys for Plaintiff Marcus Turner*

15  
16 **ORDER**

17 IT IS ORDERED that ECF No. 51 is GRANTED in part and DENIED in part without  
18 prejudice. It is granted to the extent that the deadline to file the proposed discovery  
19 plan and scheduling order shall be April 24, 2023. It is denied without prejudice to the  
20 extent the parties seek an extension of the briefing schedule on the motion to dismiss,  
as this must be filed as a separate stipulation. See LR IC 2-2(b).

21 IT IS SO ORDERED

DATED: 1:28 pm, April 07, 2023



BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE